

**IN THE MATTER OF**  
United States Patent Application No 09/647098  
In the name of **Eim ria Pty Limited** and  
the **State of Queensland** through the  
**Department of Primary Industries**, and  
the **Rural Industries Research**  
and **Development Corporation**

This is Exhibit **PAS-3** referred to the in the Statutory Declaration of Dr Peter  
A Stearne made before me.

DATED this 27<sup>th</sup> day of April 2001.

BEFORE ME:

*Ross Heisey*

**ROSS M. HEISEY**  
**DAVIES COLLISON CAVE**  
**10, 10 BARRACK STREET, SYDNEY 2000**  
Registered Patent Attorney within the  
meaning of the Patents Act 1990

**DAVIES COLLISON CAVE**  
PATENT & TRADE MARK ATTORNEYS

10 May, 1999

Bioproperties Pharmaceuticals Pty Ltd  
55 Wonga Road  
NORTH RINGWOOD VIC 3134

Attention: Mr David Tinworth

Our Ref: 724077 /PS

Re: Eimeria Pty Limited AND The State of Queensland through the  
Department of Primary Industries AND Rural Industries  
Research and Development Corporation  
New International Patent Application  
"Vaccination modalities"

Dear David,

Further to my letter of 8 April 1999 we have now received official confirmation that the above application was filed on 30 March 1999. A copy of the Notification from the Patent Office is enclosed from which you will see that the application has been allotted the number PCT/AU99/00232.

We are required to file a Power of Attorney in relation to this application and a suitable form is enclosed herewith. Could you please arrange to have the Power signed as indicated by an authorized person of Eimeria Pty Limited, The State of Queensland through Department of Primary Industries and Rural Industries Research and Development Corporation and by inventors Richards, Jorgensen and Stewart.

We have a deadline of 21 May 1999 in which to file the Power of Attorney at the Patent Office. Accordingly I look forward to receipt of the signed form as soon as possible.

Please do not hesitate to contact me if you have any questions.

Yours sincerely  
**DAVIES COLLISON CAVE**

  
**DR PETER STEARNE**  
Encl.

**Davies Collison Cave**  
PATENT & TRADE MARK  
ATTORNEYS

Sydney

Level 10  
10 Barrack Street  
Sydney, New South Wales  
Australia, 2000

G.P.O. Box 3876  
Sydney, New South Wales  
Australia, 2001

Telephone: +61 2 9262 2611  
Facsimile: +61 2 9262 1080  
e-mail: [mail@davies.com.au](mailto:mail@davies.com.au)  
Web site: <http://www.davies.com.au>

Other Offices

Melbourne

1 Little Collins Street  
Melbourne, Victoria  
Australia, 3000

G.P.O. Box 4377QQ  
Melbourne, Victoria  
Australia, 3001

Telephone: +61 3 9254 2777  
Facsimile: +61 3 9254 2770  
e-mail: [mail@davies.com.au](mailto:mail@davies.com.au)  
Web site: <http://www.davies.com.au>

Canberra

Level 11  
St George Centre  
60 Marcus Clarke Street  
Canberra City, A.C.T.  
Australia, 2601

Telephone: +61 2 6248 8063  
Facsimile: +61 2 6248 6591  
e-mail: [mail@davies.com.au](mailto:mail@davies.com.au)  
Web site: <http://www.davies.com.au>

In association with:  
Davies Collison Cave Solicitors,  
Intellectual Property Law

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27-4-01; 2:29PM:DAVIES COLLISON CAVE

# POWER OF ATTORNEY

Australian Patent Application No. PP 2683

and

PCT Application No. PCT/AU99/00232

We Eimeria Pty Limited of 55 Wonga Road, North Ringwood, Victoria 3134, Australia, The State of Queensland through the Department of Primary Industries of Department of Primary Industries, 80 Ann Street, Brisbane, Queensland 4001, Australia, and Rural Industries Research and Development Corporation of Level 1 AMA House, 42 Macquarie Street, Barton ACT 2600, Australia, Applicants in respect of the abovementioned matters, and we David Grant Richards of 29 Tantani Street, Frankston North, Victoria 3200, Australia, Wayne Keith Jorgensen of 9 St Amand Street, Sinnamon Park, Brisbane, Queensland 4073, Australia, and Norman Porter Stewart of 25 Ocean View Street, Point Vernon, Harvey Bay, Queensland 4655, Australia, inventors thereof, hereby give our power of attorney to Dr Peter A Stearne, Patent Attorney of Davies Collison Cave, Level 10, 10 Barrack Street, Sydney, New South Wales, 2000, Australia, and his partners John Hughes, Anthony Smeeton, Anthony Cowle, and colleague James Siely, to sign all documents and to act on our behalf in connection with the above matters.

Eimeria Pty Limited

By: ..... Date: .....

The State of Queensland through the  
Department of Primary Industries

By: ..... Date: .....

Rural Industries Research and  
Development Corporation

By: ..... Date: .....

David Grant Richards

..... Date: .....

Wayne Keith Jorgensen

..... Date: .....

Norman Porter Stewart

..... Date: .....